

1 real threat is so we can inform the community so
2 they can make an informed consent under the U.N.
3 Declaration on Human Rights because to be
4 unnecessarily exposed would -- under our
5 Constitution supremacy vote violate the
6 Declaration on Human Rights, that right to life
7 and having it arbitrarily taken away and also
8 the rights under due process of the
9 Constitution. They would -- Fourth and Fifth
10 Amendment Rights, they would not arbitrarily be
11 deprived of their life and property -- be
12 dispossessed of that without any kind of due
13 process of the law such as an arrest and
14 invitement to trial and a conviction, which is
15 usually the grounds in our society for taking
16 away things from people, you know, under our
17 Constitution, our rule of law.]

18 So, that's basically all I have to
19 say.

20 PETER RICHARDSON: Thank you.

21 ED MARTISZUS: Thanks a lot.

22 PETER RICHARDSON: Thank you, sir.

23 I'll ask the question again. If
24 anyone in the audience who has not yet had an
25 opportunity to comment would like to do so,

TEACH REPORTING (503) 248-1003 *** (800) 230-3302

HANFORD ADVISORY BOARD

A Site Specific Advisory Board, Chartered under the Federal Advisory Committee Act

HLW & FD

EIS PROJECT - **AR** PF

Control # **DC-39**



Advising:
US Dept of Energy
US Environmental
Protection Agency
Washington State Dept
of Ecology

CHAIR:
Marilyn B. Reeves

CO-VICE CHAIRS:
Ken Bracklen
Shelley Cimon

March 7, 2000

Mr. Thomas L. Wichmann
Document Manager
U.S. DOE, Idaho Operations Office
850 Energy Drive; Mail Stop 1108
Idaho Falls, ID 83401-1563

Subject: INEEL High-Level Waste Draft EIS

BOARD MEMBERS:

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Ex-Officio
Confederated Tribes of
the Umatilla
Washington State
Department of Health

Dear Mr. Wichmann:

Some members of the Hanford Advisory Board (HAB) attended the February 3 presentation conducted by staff of the U.S. Department of Energy on the Idaho High-Level Waste and Facilities Disposition Draft Environmental Impact Statement (EIS). On behalf of the HAB, we are submitting the following statement to be considered by DOE.

The HAB is not prepared at this time to provide specific comments on the EIS. The Hanford vitrification plant has not been constructed and thus will not be available for several years. In addition, when it becomes operational, it will take many years to vitrify Hanford tank wastes. Thus, it would be premature at this time for us to comment on the EIS alternative that would send INEEL high-level wastes to Hanford for vitrification.

However, three consistent positions of our Board relate to the issue.

1. [In Advice #13 and subsequent pieces of advice, we have stated that if another site sends waste to Hanford for treatment, it should not be sent until a treatment facility is built and operating. Once treated, the waste must be returned to the sending site.]
39-1 11.E(6) 39-5 11.E(2)
2. [We cannot support Idaho's waste coming to Hanford until all of Hanford's high-level waste has been treated. We emphasized in our recent statement on tank wastes that the Hanford tanks are one of the most urgent environmental threats to the country. We have three types of tanks: those that have leaked, those that will leak, and those that will leak again. The single-shell tanks are already beyond their design life and the double-shell tanks will reach that point before the vitrification process is completed. Vitrification of these wastes must proceed expeditiously and be completed before a major accident occurs with the aging tanks.]
39-2 11.E(5)
3. [We have indicated in several pieces of advice that if any wastes come to Hanford for treatment or disposition "the sending site should cover all costs." The Hanford budget is not adequate to cover even the costs of our own cleanup efforts in
39-3 11.E(4) 39-6 11.E(3)]

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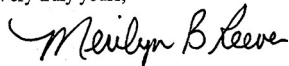
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accordance with our Tri-Party Agreement and regulatory requirements. The impact of offsite wastes on the inadequate budget of Hanford and the environmental impacts of any diversion of Hanford cleanup funds must be factored into decisions on offsite wastes and should be thoroughly analyzed in this EIS. The Hanford cleanup dollars should not be used to subsidize the receipt, treatment, and/or storage of offsite wastes.

91-4 [We would appreciate being consulted as this process continues forward, particularly when a
VII. A preferred alternative or other decisions are being considered which might impact Hanford.]
(6)

Very truly yours,



Meryllyn B. Reeves, Chair
Hanford Advisory Board

cc: Keith Klein, Manager, DOE-RL
Dick French, Manager, DOE-ORP
Tom Fitzsimmons, Director, Washington Department of Ecology
Chuck Clarke, Regional Administrator, U.S. Environmental Protection Agency
Wade Ballard, Acting Designated Federal Official
The Oregon and Washington Congressional Delegations
Michael Gearheard, U.S. Environmental Protection Agency
Dan Silver, Washington Department of Ecology

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KENNY C. GUINN
Governor

HLW & FD
STATE OF NEVADA



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EIS PROJECT - (AR/PF)
Control # DC-40 JOHN P. COMEAUX
Director

March 10, 2000

Mr. Thomas L. Wichmann
Idaho HLW&FD EIS Project Manager
DOE, Idaho Operations Office
850 Energy Drive
Idaho Falls, ID 83401-1563

Re: SAI NV # E2000-086

Project: Idaho High-Level Waste and Facilities Disposition DEIS

Dear Mr. Wichmann:

Enclosed are the comments from the Nevada Division of Water Resources and Department of Transportation concerning the above referenced report. These comments constitute the State Clearinghouse review of this proposal as per Executive Order 12372. Please address these comments or concerns in your final decision. If you have questions, please contact me at 684-0209.

Sincerely,



Heather K. Elliott
Nevada State Clearinghouse/SPOC



- New Information -

Idaho HLW & FD EIS

D-97

DOE/EIS-0287